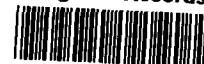




UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 5  
77 WEST JACKSON BOULEVARD  
CHICAGO, IL 60604-3590

EPA Region 5 Records Ctr.



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April 15, 1992

REPLY TO THE ATTENTION OF

Mr. Andrew Perellis  
Coffield, Ungaretti & Harris  
3500 Three First National Plaza  
Chicago, IL 60602

Re: Ecological Assessment  
American Chemical Services RI/FS

Dear Mr. Perellis:

As provided for in the Administrative Order By Consent (Administrative Order), EPA has decided to perform the Ecological Assessment (EA) component of the Remedial Investigation and Feasibility Study (RI/FS) for the American Chemical Services Site. The Respondents' two revisions to their draft EA failed to fully address EPA's comments. The initial draft of the EA was submitted to EPA on January 31, 1991. EPA provided its comments in a letter dated April 24, 1991 to Warzyn. Warzyn was advised that in order to comply with the Administrative Order, the EA must be revised according to EPA's comments within thirty days. On July 2, 1991, Warzyn submitted a revised EA. As stated in EPA's letter of August 19, 1991, the EA was still inadequate. On October 8, 1991, EPA received another version of the EA. This latest version has also failed to address EPA's comments.

As a result of the failure to revise the EA in accordance with EPA's comments, and in order to expedite completion of the RI/FS, EPA will complete the EA. This course is consistent with the terms of the Administrative Order. Pursuant to Paragraph X of the Administrative Order, if EPA disapproves of a preliminary plan or report, the Respondents have two options. They can, within thirty days after receiving EPA's disapproval, either invoke the Dispute Resolution procedures provided in the Administrative Order or submit a revision which incorporates EPA's comments. In the event that they fail to do either within thirty days, Paragraph X authorizes EPA to, among other things, conduct a complete or partial RI/FS. Respondents did not invoke Dispute Resolution and they failed to submit an EA incorporating EPA's modifications. Therefore, EPA has performed a partial RI/FS by completing the EA. A copy of the completed EA is enclosed.

2.

Before the RI can be approved by EPA, it must contain an adequate EA. Therefore, EPA proposes to insert its EA into the final RI. If you have any questions please do not hesitate to contact me at (312) 886-6831 or Steven Siegel at (312) 353-1129.

Sincerely yours,

  
Steven C. Mason  
Assistant Regional Counsel

Enclosure

bcc: Wayde Hartwick  
Rodger Field  
Steve Siegel